

Message

From: Fisher, Susan [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E37C4EE87BE446B0A6522C92BC9E4129-FISHER, SUSAN]
Sent: 7/10/2019 2:39:03 PM
To: Newton, Heather [newton.heather@epa.gov]
CC: Mehta, Sandeep [mehta.sandeep@epa.gov]; Juett, Lynn [Juett.Lynn@epa.gov]; Pessetto, Jared [Pessetto.Jared@epa.gov]
Subject: RE: Communication from RP_ RE: Vogel Paint & Wax Company's Maurice, Iowa Superfund Site

Heather,

Thank you so much for responding quickly to the letter we received from Vogel.

Lynn and I are out of the office this week. I have scheduled an internal meeting for next week with Region 7 counsel. I would like time to discuss this when I get back in the office before moving forward with any decisions. I will keep you posted, and look forward to discussing this issue with you.

Thank You,

Susan Fisher

From: Mehta, Sandeep
Sent: Wednesday, July 10, 2019 9:08 AM
To: Fisher, Susan <Fisher.Susan@epa.gov>; Juett, Lynn <Juett.Lynn@epa.gov>; Pessetto, Jared <Pessetto.Jared@epa.gov>
Subject: FW: Communication from RP_ RE: Vogel Paint & Wax Company's Maurice, Iowa Superfund Site

FYI.

Very Respectfully,
Sandeep Mehta, P.E.
Ph: (913) 551-7763
email: mehta.sandeep@epa.gov



From: Ammon, Doug
Sent: Wednesday, July 10, 2019 8:31 AM
To: Newton, Heather <newton.heather@epa.gov>; Mehta, Sandeep <mehta.sandeep@epa.gov>
Cc: Amoroso, Cathy <Amoroso.Cathy@epa.gov>
Subject: RE: Communication from RP_ RE: Vogel Paint & Wax Company's Maurice, Iowa Superfund Site

That is a good start. The Region should be in a better position to evaluate the administrative record assertions being made. One additional complication is it looks like the remedy is being implemented using Iowa authority (since it is not under a Federal Consent Decree) so the formal dispute resolution might be between Iowa and the PRP.

The potential inconsistency with guidance might, however, impact EPA's ability to delete the site in the future and impact future EPA five year reviews.

From: Newton, Heather

Sent: Wednesday, July 10, 2019 9:05 AM

To: Mehta, Sandeep <mehta.sandeep@epa.gov>; Ammon, Doug <Ammon.Doug@epa.gov>

Cc: Amoroso, Cathy <Amoroso.Cathy@epa.gov>

Subject: Communication from RP_ RE: Vogel Paint & Wax Company's Maurice, Iowa Superfund Site

Doug: What is the process for responding to a RP? Sandeep received a letter from Vogel (attached). Should he work with his attorney on a response and then share it with ARD?

Thanks,
Heather

Heather Newton

Site Assessment & Remedy Decision Branch
Office of Superfund Remediation & Technology Innovation
Office of Land & Emergency Management
U.S. Environmental Protection Agency
newton.heather@epa.gov (703.603.9246)

From: Mehta, Sandeep

Sent: Wednesday, July 10, 2019 8:27 AM

To: Newton, Heather <newton.heather@epa.gov>

Subject: FW: Vogel Paint & Wax Company's Maurice, Iowa Superfund Site

Importance: High

Heather:

Hello.

I received this letter from Vogel Counsel. We would need to start preparing to defend EPA position. Let us discuss when you have some time this morning.

Very Respectfully,
Sandeep Mehta, P.E.
Ph: (913) 551-7763
email: mehta.sandeep@epa.gov



From: Danielle Schreiber <dschreiber@verdantlaw.com>

Sent: Tuesday, July 9, 2019 11:28 AM

To: Mehta, Sandeep <mehta.sandeep@epa.gov>
Cc: Juett, Lynn <Juett.Lynn@epa.gov>; Pessetto, Jared <Pessetto.Jared@epa.gov>; Hylton Jackson <hylton.jackson@dnr.iowa.gov>; Davidson, Amie <amie.davidson@dnr.iowa.gov>; Moon, Alex [DNR] <alex.moon@dnr.iowa.gov>; david.scott@dnr.iowa.gov; Meika Vogel <Meika.Vogel@diamondvogel.com>; Scott Heemstra <Scott.Heemstra@diamondvogel.com>; Eric Smith <esmith@ramboll.com>; Keith DeLange <KDeLange@geotekeng.com>
Subject: Vogel Paint & Wax Company's Maurice, Iowa Superfund Site

Dear Mr. Mehta:

Attached please find a letter regarding changing the groundwater point of compliance at Vogel Paint & Wax Company's Maurice, Iowa Superfund Site. As stated in the letter, we would like to schedule a conference call with EPA Region 7 and IDNR to discuss this as soon as possible. Thank you.

Best,

Danielle Schreiber

Danielle L. Schreiber

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